

JUL - 3 2007

1 **OFFICIAL FILING BY FACSIMILE FILING 571 273**
 2 **8300 ON JULY 3, 2007 TO OFFICE OF PETITIONS**
 3 **(EXAMINER JENNIFER A. LEUNG, TELEPHONE**
 4 **571 272 1449, ART UNIT 1764)**

5 Petition 12 pages.
 6 Drawings _____ sheets
 7 Terminal Disclaimer _____ sheet.
 Exhibits _____ pages
 Total Fax pages _____

Our Ref. No. P-1427-001

8 **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

9 In Re Application of: BEIERLE } Date: July 3, 2007
 10 Serial No. 10/669,666 }
 11 Patent No. 7,226,566 } Group Art Unit: 1764
 12 Filed: September 23, 2003 } Examiner: Jennifer A. Leung
 13 For: METHOD OF PRODUCING }
 14 CHARCOAL, CONDITIONED GAS AND }
 POTASSIUM FROM BIOMASS }

15 **REQUEST FOR RECONSIDERATION OF DISMISSAL OF PETITION FOR**
 16 **ISSUANCE IN NAME OF ASSIGNEE**
 17 **AFTER PAYMENT OF THE ISSUE FEE**

18 Hon. Commissioner of Patents and Trademarks
 Washington, D.C. 20231

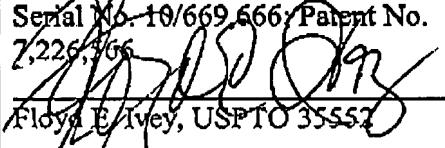
19 Dear Commissioner:

20 **REQUEST FOR RECONSIDERATION**

21 The Decision on Petition, from which Reconsideration is requested, is attached
 hereto. The Decision on Petition is executed by Attorney Derek L. Woods, Office of
 Petitions.

22 The Decision states in part that "Any further petition to revive the above-
 identified application must be submitted within TWO (2) MONTHS from the mail date
 of this decision."

23 Certificate of filing by facsimile Application No. 10/669,666; Patent No.
 24 on July 3, 2007 by Floyd E. Ivey, 7,226,566
 25 Serial No. 10/669,666; Patent No.
 26 7,226,566

27 
 28 Floyd E. Ivey, USPTO 35552

1 Your applicant did not petition to revive. Further, Patent No. 7,226,566 has
2 matured from application 10/669,666.

3 Your applicant believes that this Request for Reconsideration is timely filed.
4 Your applicant does not find directions re: the filing of a Request for Reconsideration and
5 does not believe that 37 CFR 1.136(a) pertains. Your applicant objects to the Patent
6 Office asserting a fee for this Request for Reconsideration. However, if such is asserted
7 then it shall be no more than for the filing within the first month and the fee, per
8 1.17(a)(1) of \$60.00. The Office of Petitions is authorized to deduct said amount, under
9 protest by the applicant, from the deposit account of Liebler, Ivey & Connor, P.S./Floyd
10 E. Ivey, 35,552, Deposit account No. 50-0607 and, further, to deduct other fees which
11 may be owing from said Deposit Account No. 50-0607.

12

13 **DECISION ON PETITION**

14 The Decision on Petition was mail dated May 1, 2007 but received at this Office
15 on May 4, 2007. Patent No. 7,226,566 matured from Application 10/669,666 without
16 stating the assignment from the inventor to Center for Strategic Alliance. The
17 Petitioner's Petition fully demonstrated the recordation and complied with 37 CFR
18 3.11(b). Nevertheless the Petition was Dismissed.

19

20 **HISTORY OF THE PETITION FOR ISSUANCE IN NAME OF ASSIGNEE**

21 The applicant respectfully Petitioned, on February 1, 2007, for Issuance in the
22 Name of the Assignee CENTER OF STRATEGIC ALLIANCE, INC.

23 On the date of Petition the issue fee had been paid on January 24, 2007.

24 The Date of Allowance was December 26, 2006.

25 The Assignment of this Patent is found at REEL/Frame: 016937/0912,

26 Certificate of filing by facsimile Application No. 10/669,666; Patent No.
27 on July 3, 2007 by Floyd E. Ivey, 7,226,566
28 Serial No. 10/669,666; Patent No.
7,226,566

Floyd E. Ivey, USPTO 35552

1 RECORDATION DATE 09/02/2005 and is further evidenced by the RECORDATION
2 and was attached to the Petition.

3

4 PETITION DISMISSED

5 On May 4, 2007 Petitioner received "Petition Dismissed" mail date May 1, 2007.

6 | The Decision on Petition stated in part that

7 "Applicant has failed to state that the assignment was submitted for recordation as
8 set forth in 3.11 before issuance of the patent. Applicant should file a Request for
9 Reconsideration of Petition and include the statement."

10 Your applicant respectfully draws to the attention of the Office of Petitions the
11 facts of the Petition in setting forth all information demonstrating that "THE
12 ASSIGNMENT WAS SUBMITTED FOR RECORDATION AS SET FORTH IN 3.11
13 BEFORE ISSUANCE OF THE PATENT." including the Recordation record.

14 Your applicant respectfully inquires if the Office of Petitions interprets 37 CFR
15 3.11(b) to require the precise actual words "The assignment was submitted for
16 recordation as set forth in 3.11 before issuance of the patent." in order for the Office of
17 Petitions to grant such a Petition?

18 Additionally, on April 27, 2007, Attorney Derek Wood, telephone number 571
19 272 3232 called and left the message that "Petition is not grantable because he didn't file
20 a Certificate of Correction per rule 35 CFR 3.81(b)." Your applicant respectfully advises
21 that a "CERTIFICATE OF CORRECTION" is hereby submitted stating the absence of
22 identification of the Assignee on the Patent as Issued and giving full identification of the
23 Assignee and all history presented by the Notice of Recordation of Assignment.

24 Your applicant respectfully observes that 37 CFR 3.81(b) does not require that the
25 Petitioner draft and file a Certificate of Correction but rather states that the Petitioner

26 Certificate of filing by facsimile
27 on July 3, 2007 by Floyd E. Ivey,
28 Serial No. 10/669,666, Patent No. *5,663,866*

Application No. 10/669,666; Patent No.
7,226,566

~~Floyd E. Tvey, USPTO 35552~~

1 must "...include a request for a certificate of correction under 1.323." Such request was
2 made in the Petition filed February 1, 2007.

3

4 **STATEMENT BY PETITIONER**

5 The Petition filed by your applicant on February 1, 2007, provided all Recordation
6 information and fact information re: the application 10/669,666 maturing to a patent.
7 However, your applicant did not use the precise words indicated to be required in the
8 Decision on Petition of mailing date May 1, 2007. Your Applicant now states the
9 following:

10 "THE ASSIGNMENT WAS SUBMITTED FOR RECORDATION AS SET
11 FORTH IN 3.11 BEFORE ISSUANCE OF THE PATENT."

12 The statement additionally is incorporated by this reference into the Original
13 petition filed February 1, 2007.

14

15 **FEES PAID**

16 Your applicant believes that all fees were paid with the submission of the original
17 Petition on February 1, 2007. If other fees are owing then the Examiner is authorized to
18 deduct such fees from the Deposit Account as stated in the foregoing authorization.

19

20 **RECONSIDERATION OF THE PETITION PURSUANT TO 35 CFR 3.81(b)**

21 Your applicant requests that the Office of Petitions Reconsider the Dismissal of
22 May 1, 2007 and to allow the Certificate of Correction as submitted herewith or to
23 otherwise enter the correction to show the Assignment of the Patent as indicated by the
24 Petition, the Recordation and this Request for Reconsideration.

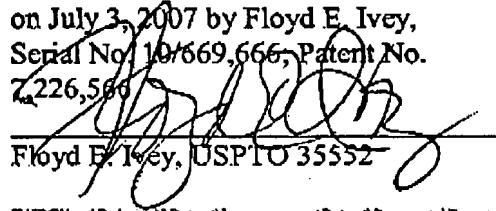
25

SUMMARY OF THE PETITIONS

26

Certificate of filing by facsimile
27 on July 3, 2007 by Floyd E. Ivey,
28 Serial No. 10/669,666, Patent No.
7,226,566

Application No. 10/669,666; Patent No.
7,226,566


Floyd E. Ivey, USPTO 35552

1 Your applicant has Petitioned for identification of the Assignee on the Patent and
2 for a Certificate of Correction. Your applicant respectfully requests the Office of
3 Petitions to grant the Petitions herein.

4

Respectfully submitted,

5

FLOYD E. IVEY
Registration No. 35,552

6

7 Telephone No. (509) 735-3581

8 *****

9

10 CERTIFICATE OF TRANSMISSION:

11

12 The undersigned hereby certifies that this correspondence is being filed by facsimile 571
13 273 8300 with the USPTO OFFICE OF PETITIONS July 3, 2007.
14

Signature

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Certificate of filing by facsimile
on July 3, 2007 by Floyd E. Ivey,
Serial No. 10/669,666, Patent No.
7,226,566

Application No. 10/669,666; Patent No.
7,226,566

Floyd E. Ivey, USPTO 35552

PTD/SB/44 (07-07)

Approved for use through 07/31/2007. OMB 0651-0093
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.
(Also Form PTO-1050)UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTIONPage 1 of 1

PATENT NO. : US 7,226,566 B2

APPLICATION NO.: Appl. No.: 10/669,666

ISSUE DATE : Patent of Patent: Jun. 5, 2007

INVENTOR(S) : Fred P. Beierle

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

The Letters Patent as issued do not identify the Assignee, which is CENTER FOR STRATEGIC ALLIANCE, INC., THE 629 E. Moulton, P.O. Box 57, Hickman, Kentucky 42050 as demonstrated by the United States patent and Trademark Office Notice of Recordation of Assignment Document dated December 28, 2005 and stating the following:

Recordation Date: 09/02/2005 Reel/Frame: 016937/0912 Number of Pages: 8
Assignment of Assignor's Interest. Assignor: Ablestien Industries, Inc.
Doc Date: 08/24/2005; Assignor: Beierle, Fred P. Doc Date 08/24/2005;
Assignee: Center for Strategic Alliance, Inc., The, 629 E. Moulton, P.O. Box 57 Hickman, Kentucky 42050.
Serial Number: 10669666, Filing Date: 09/23/2003; Title: Method of Producing Charcoal, Conditioned Fuel gas and Potassium from Biomass

MAILING ADDRESS OF SENDER (Please do not use customer number below):
Floyd E. Ivey, P.O.Box 6125, 1141 N. Edison, Kennewick, Wa 99336

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention: Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

JUL - 3 2007

1 **OFFICIAL FILING BY FACSIMILE**
2 **TRANSMISSION ON FEBRUARY 1, 2007 TO**
3 **FACSIMILE #571-273-8300, FOR OFFICE**
4 **OF PETITIONS AND FOR EXAMINER**
5 **JENNIFER A. LEUNG, TELEPHONE 571 272**
6 **1449, ART UNIT 1764**

7 Petition 5 pages,

Our Ref. No. P-1427-001

Drawings _____ sheets

8 Terminal Disclaimer _____ sheet.

Exhibits _____ pages

9 Total Fax pages _____

10 **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**11 In Re Application of:
BEIERLE

12 Date: February 1, 2007

13 Serial No. 10/669,666

14 Group Art Unit: 1764

15 Filed: September 23, 2003

16 Examiner: Jennifer A. Leung

17 For: METHOD OF PRODUCING
CHARCOAL, CONDITIONED GAS AND
POTASSIUM FROM BIOMASS18 **PETITION FOR ISSUANCE IN NAME OF ASSIGNEE
AFTER PAYMENT OF THE ISSUE FEE**19 Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

20 Dear Commissioner:

21 The applicant respectfully Petitions for Issuance in the Name of the Assignee.

22 The issue fee has been paid on January 24, 2007.

23 The Date of Allowance is December 26, 2006.

24 The Assignment of this Patent is found at REEL/Frame: 016937/0912,

25 RECORDATION DATE 09/02/2005 and is further evidenced by the RECORDATION
26 attached hereto.27 Certificate of facsimile filing
on February 1, 2007 by Floyd E. Ivey,
28 Serial No. 10/669,666

Application No. 10/669,666

Floyd E. Ivey, USPTO 35352

Z:\VPC\Client\Beierle\Patent\Improvement\Patent\Response\Responses\061030\Petition Correction\070201.wpd

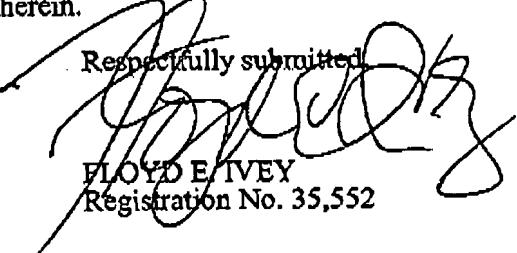
RECEIVED
CENTRAL FAX CENTER

JUL - 3 2007

1

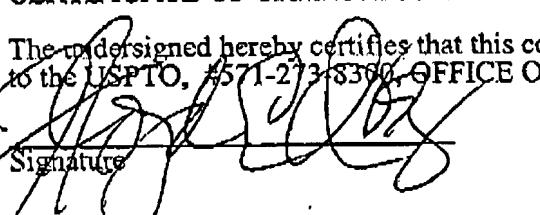
2 **PETITION PURSUANT TO 35 CFR 3.81(b)**3 Your applicant petitions pursuant to 35 CFR 3.81 (b) that the Patent issue in the
4 name of CENTER FOR STRATEGIC ALLIANCE as shown on the RECORDATION
5 indicated above.6 Your applicant petitions pursuant to 35 CFR 3.81(b) that a CERTIFICATE OF
7 CORRECTION be issued pursuant to 35 CFR 1.323.8 The Office of Petitions is hereby authorized to deduct fees of \$130.00 re: the
9 Petition After Payment of Issue Fee and \$100.00 re: the CERTIFICATE OF
10 CORRECTION from the deposit account of Liebler, Ivey & Connor, P.S./Floyd E. Ivey,
11 35,552, Deposit account No. 50-0607 and, further, to deduct other fees which may be
12 owing from said Deposit Account No. 50-0607.13 **SUMMARY OF THE PETITIONS**14 Your applicant has Petitioned for identification of the Assignee on the Patent and
15 for a Certificate of Correction. Your applicant respectfully requests the Office of
16 Petitions to grant the Petitions herein.

17 Respectfully submitted

18 
19 FLOYD E. IVEY
20 Registration No. 35,552

21 Telephone No. (509) 735-3581

22 *****

23 **CERTIFICATE OF TRANSMISSION:**24 The undersigned hereby certifies that this correspondence is being facsimile transmitted
25 to the USPTO, #571-273-8300, OFFICE OF PETITIONS February 1, 2007.26 Signature
27 Certificate of facsimile filing
28 on February 1, 2007 by Floyd E. Ivey,
Serial No. 10/669,666

Application No. 10/669,666

29 Floyd E. Ivey, USPTO 35552

2

30 2-102 Client\Boeing\Patent\Improvement\Patent\Responses\Responses\061030\Petition\Correction\070201.wpd



RECEIVED
CENTRAL FAX CENTER
JUL 03 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECEMBER 28, 2005

PTAS



103075776A

FLOYD E. IVEY
LIEBLER, IVEY, CONNOR, BERRY &
ST. HILAIRE
P.O. BOX 6125
KENNEWICK, WA 99336

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES DIVISION, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 09/02/2005

REEL/FRAME: 016937/0912

NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ABLESTIEN INDUSTRIES, INC.

DOC DATE: 08/24/2005

ASSIGNOR:

BEIERLE, FRED P.

DOC DATE: 08/24/2005

ASSIGNEE:

CENTER FOR STRATEGIC ALLIANCE,
INC., THE
629 E. MOULTON
P.O. BOX 57
HICKMAN, KENTUCKY 42050

SERIAL NUMBER: 10669666

FILING DATE: 09/23/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: METHOD OF PRODUCING CHARCOAL, CONDITIONED FUEL GAS AND POTASSIUM
FROM BIOMASS

016937/0912 PAGE 2

SERIAL NUMBER: 07160123 FILING DATE: 02/25/1988
PATENT NUMBER: 4846668 ISSUE DATE: 07/11/1989
TITLE: HEATING STOVE WHICH INCLUDES A PYROLYSIS GASIFIER

SERIAL NUMBER: 07159113 FILING DATE: 02/22/1988
PATENT NUMBER: 4799437 ISSUE DATE: 01/24/1989
TITLE: HEATING STOVE WHICH INCLUDES A PYROLYSIS GASIFIER

SERIAL NUMBER: 07057778 FILING DATE: 06/03/1987
PATENT NUMBER: 4738205 ISSUE DATE: 04/19/1988
TITLE: HEATING STOVE WHICH INCLUDES A PYROLYSIS GASIFIER

TARA WASHINGTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

9/25
09-07-2005DEPARTMENT OF COMMERCE
Patent and Trademark Office

CENTRAL FAX CENTER

RECORI

PATENTIS 103075776

JUL - 3 2007

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)

Ableton Industries, Inc.
Fred P. Beierle

2. Name and address of receiving party(ies)

Name: The Center for Strategic Alliance, Inc.

Internal Address: P.O. Box 57

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance/Execution Date(s):

Execution Date(s): August 24, 2005

Assignment Merger

Security Agreement Change of Name

Joint Research Agreement

Government Interest Assignment

Executive Order 9424, Confirmatory License

Other

Street Address: 629 E. Moulton

City: Hickman

State: KY

Country: USA Zip: 42050

Additional name(s) & address(es) attached? Yes No

4. Application or patent number(s):

 This document is being filed together with a new application.

A. Patent Application No.(s)

10/689,866

B. Patent No.(s)

4,848,688
4,799,437
4,738,205Additional numbers attached? Yes No

5. Name and address to whom correspondence concerning document should be mailed:

Name: Floyd E. Ivey

Internal Address: Liebler, Ivey, Connor, Beierle &
St. Hilare

Street Address: P.O. Box 6125

City: Kennewick

State: WA Zip: 99336

Phone Number: (509) 735-3581

Fax Number: (509) 735-3585

Email Address: lievey@3-11.com

6. Total number of applications and patents involved: 4

7. Total fee (37 CFR 1.21(h) & 3.41) \$160.00

Authorized to be charged by credit card

Authorized to be charged to deposit account

Enclosed

None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____b. Deposit Account Number _____
Authorized User Name _____

9. Signature:

Signature

Floyd E. Ivey
Name of Person Signing

August 29, 2005

Date

Total number of pages including cover
sheet, attachments, and documents: 1Documents to be recorded (including cover sheet) should be faxed to (703) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

09/06/2005 ECOPPER 00000100 10659566

01 FC:8021

160.00 BP

D:Auto-reply fax to 5097353585 COMPANY:

RECEIVED
CENTRAL FAX CENTER
JUL 03 2007

Auto-Reply Facsimile Transmission



TO: Fax Sender at 5097353585

Fax Information

Date Received:

2/1/2007 3:04:36 PM [Eastern Standard Time]

Total Pages:

5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(l). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
=====>

FEB 01 2007 10:47 5097353585		LIEBLER, IVEY & CONNOR	80760 P.001/008
<p>1 OFFICIAL FILING BY FACSIMILE 2 TRANSMISSION ON FEBRUARY 1, 2007 TO 3 FACSIMILE #571-273-8300, FOR OFFICE 4 OF PETITIONS AND FOR EXAMINER 5 JENNIFER A. LEUNG, TELEPHONE 571 272 6 1449, ART UNIT 1764 Our Ref No. T-1427-001 7 Patent 5 pages 8 Drawings _____ sheets 9 Terminal Disclaimer _____ sheet 10 Exhibits _____ pages 11 Total Fax pages _____ 12 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 13 In Re Application of 14 LIEBLER Date: February 1, 2007 15 Serial No. 10/669,666 Group Art Unit 1764 16 Filed September 23, 2003 Examiner: Jennifer A. Leung 17 For: METHOD OF PRODUCING 18 CHARCOAL, CONDITIONED GAS AND 19 POTASSIUM FROM BIOMASS 20 PETITION FOR ISSUANCE IN NAME OF ASSIGNEE 21 AFTER PAYMENT OF THE ISSUE FEE 22 From: Commissioner of Patents and Trademarks 23 Washington, D.C. 20231 24 Dear Commissioner: 25 The applicants respectfully Petition for Issuance in the Name of the Assignee. 26 The issue fee has been paid on January 24, 2007. 27 The Date of Allowance is December 26, 2006. 28 The Assignment of this Patent is found at ROLL/Printed: 016937/0912. 29 RECORDATION DATE 09/02/2003 and is further evidenced by the RECORDATION 30 attached hereto. 31 Certificate of Factual Filing Application No. 10/669,666 32 on February 1, 2007 by [Signature] 33 Serial No. 10/669,666 34 From: LIEBLER, IVEY & CONNOR 35 1 36 Customer Support: 1-800-557-2786 • Fax: 703-305-0200 • E-mail: CustomerSupport@uspto.gov </p>			

PAGE 15 * RCVD AT 2/1/2007 3:04:36 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/4 * DNIS:2738300 * CSID:5097353585 * DURATION (mm:ss):04:00